

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION

IN RE:)	Chapter 11
)	
EASTERN LIVESTOCK CO., LLC,)	Case No. 10-93904-BHL-11
)	
Debtor.)	Hon. Basil H. Lorch III

**MOTION TO SHORTEN NOTICE ON MOTION TO APPROVE COMPROMISE
OF CONTROVERSY BETWEEN EASTERN LIVESTOCK CO., LLC AND
FIRST BANK AND TRUST COMPANY**

James A. Knauer, as chapter 11 trustee (the "Trustee") for Eastern Livestock Co., LLC (the "Debtor"), by counsel, files this motion ("Motion") and respectfully requests that the Court shorten notice on the *Motion To Approve Compromise Of Controversy Between Eastern Livestock Co., LLC And First Bank And Trust Company* ("Motion to Compromise")¹ filed by the Trustee on October 30, 2012 (Docket No. 1498). This Motion is made pursuant to 11 U.S.C. § 105(a), Fed. R. Bankr. P. 6004, 6006, 9006(c), 9014 and Rule B-9006-1 of the Local Rules of the United States Bankruptcy Court for the Southern District of Indiana. In support of this Motion, the Trustee states:

1. The Motion to Compromise seeks entry of an order approving the Trustee's proposed compromise with First Bank to liquidate disputes over funds claimed by the Trustee and First Bank and resolves other controversies and litigation pending in the Chapter 11 Case.

2. The relief requested in the Motion to Compromise needs to be considered and granted as soon as possible. The Settlement resolves pending litigation, avoids a dispute

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Motion to Compromise.

concerning a proposed objection to the proposed Chapter 11 Plan of Liquidation, helps coordinate the efficient distribution of the Seized Funds, resolves further controversy over distribution of certain purchase money funds now held in escrow by the Trustee, releases First Bank's proofs of claim in this Chapter 11 Case, and it provides for a release of claims between First Bank, Debtor, Trustee, and the Trustee's professionals.

3. The circumstances discussed in the Motion to Compromise justify shortening the notice period for the hearing in connection with the Motion to Compromise. The expedited hearing and shortened notice requested by the Trustee is not inconsistent with any other provision of the Bankruptcy Code. On the contrary, shortening the notice period and expediting the hearing will advance the provisions of the Bankruptcy Code by allowing the Trustee to maximize the value of the Debtor's assets and minimizes the burden to its estate.

4. The Trustee requests that the Motion to Compromise be heard at the same time as the previously scheduled hearing in this case on November 19, 2012 at 10:00 a.m. EST. The Court's ECF system will provide notice to those parties who have requested notice or filed an appearance.

WHEREFORE, the Trustee respectfully requests that the Court shorten notice and expedite the hearing on the Motion to Compromise on November 19, 2012 at 10:00 a.m. EST, and grant the Trustee such other and further relief as is just and proper.

Respectfully submitted,

FAEGRE BAKER DANIELS, LLP

By: /s/ Kevin M. Toner

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CERTIFICATE OF SERVICE

I hereby certify that on October 31, 2012, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

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